11/18/10 9:34:18 33 DK W BK 647 PG 26 DESOTO COUNTY, MS W-E. DAVIS, CH CLERK

## IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

LYNDA (HUNTER) DICKEY COX

**PLAINTIFF** 

VS.

CAUSE NO. 10-09-2202 PL

TIMOTHY L. COX

**DEFENDANT** 

## **FINAL DECREE OF DIVORCE**

THIS DAY this cause came on to be heard upon the Plaintiff's Complaint for Divorce, and service of process upon the Defendant, and the Defendant having failed to appear, plead or otherwise answer the Plaintiff's Complaint for Divorce; and the Court having heard and considered the testimony and evidence presented by the Plaintiff, and the Plaintiff Corroborating the witness, finds that it has jurisdiction of the parties and of the subject matter herein, that the grounds for divorce are true and correct, and that the relief prayed for herein should be granted at this time.

That it appears to the Court that the allegations in the Complaint for Divorce are true and correct, and that the Plaintiff is entitled to a divorce and other relief prayed for in the Complaint for Divorce on the grounds of habitual cruel and inhuman treatment.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED as follows:

- 1. That the bonds of matrimony, now and heretofore existing between the Wife, LYNDA (HUNTER) DICKEY COX, be, and they are hereby, dissolved and held for naught; and that the Wife be, and she is hereby, awarded an absolute divorce of and from the Husband, TIMOTHY L. COX, on the grounds of <u>habitual cruel and inhuman treatment</u>, pursuant to Section 93-5-1, Mississippi Code of 1972; and that each of the parties be, and is hereby restored to all the rights of a single person.
- 2. That the parties shall be equally responsible for all costs accruing herein for which let execution issue.
- 3. <u>Marital Property</u>: The Wife shall be awarded use, title and possession of her residence, located at145 Guthrie Drive, Southaven, MS 328671 and is described as follows:

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W E DAVIS, CLERK

Lynda Cey 45 Guthrie Dr. Lot 220, Greenbriar Lakes Patio Homes Subdivision, Section No. 5, located in Section 30, Township 1 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof of record in Plat Book 38, Pages 20-21, in the Chancery Court Clerk's office of DeSoto County, Mississippi.

Wife shall be responsible for any indebtedness on said property and hold husband harmless from same.

4. <u>Vehicles:</u> That the Wife shall receive use, title and possession to the 2005 Mazda Tribute titled in her name only.

Husband shall receive use, title and possession of the Crown Victoria vehicle, and shall be responsible for any and all indebtedness owed on said vehicle and hold Plaintiff harmless from same.

- 5. <u>Personal Property</u>: The parties shall retain use and possession to all items of personal property currently in their respective possessions.
- 6. <u>Debts:</u> The Husband shall be responsible for the credit card debts in his name and that he opened without the Wife's knowledge.

Each party shall be responsible for his or her individual debts in their respective names.

- 7. Attorney Fees: Wife shall be responsible for attorney fees to Nancy M. Liddell.
- Retirement: That each party shall retain their interest rights to their respective retirement funds.
- 9. Restraining Provisions: The Defendant shall not harass, disturb, molest or interfere with the Plaintiff; or come around the Plaintiff; or around the residence of the Plaintiff; or shall not contact the Plaintiff at her place of employment for any reason.

That the Husband/Defendant Timothy L. Cox shall be enjoined from coming within 100 fee of the Wife/Plaintiff Lynda (Hunter) Dickey Cox. Further Timothy L. Cox shall be enjoyed from coming within 100 fee of Lynda (Hunter) Dickey Cox's residence, her place of employment or any where she may be found. Timothy L. Cox shall not contact Lynda (Hunter) Dickey Cox for any reason by electronic means or any means in

any way for any reason.

If Timothy L. Cox violates this Order, he may be held in contempt of court and punished by incarceration in the DeSoto County Jail..

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all things being completed as required of counsel herein, that counsel of record is released from further obligation in this matter.

That for the collection of all amounts and accomplishment of all things ordered to be paid and done herein, let execution and all other appropriate process issue.

SO ORDERED, ADJUDGED AND DECREED this the 17 day of , 20 10.

Attorney for Plaintiff Mississippi Bar No. 9470

P. O. Box 768 Southaven, MS 38671

(662)536-1540

STATE OF MISSISSIPPI, C HEREBY CERTIFY that the a true copy of the original fi